
UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

JOSE JUAN GARCIA-CASTRO, #13293-078 §

versus

UNITED STATES OF AMERICA

§
§
§
§

CIVIL ACTION NO. 4:20-CV-530
CRIMINAL ACTION NO. 4:19-CR-8(1)

ORDER OF DISMISSAL

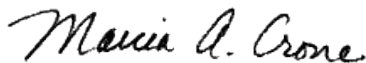
The above-entitled and numbered civil action was referred to United States Magistrate Judge Aileen Goldman Durrett, who issued a Report and Recommendation (#9) concluding that the Motion to Vacate, Set Aside, or Correct Sentence by a Person in Federal Custody filed pursuant to 28 U.S.C. § 2255 should be dismissed without prejudice. No objections were timely filed.¹

The Court concludes that the findings and conclusions of the Magistrate Judge are correct, and adopts the same as the findings and conclusions of the Court.

It is accordingly **ORDERED** that Movant's Motion to Vacate, Set Aside, or Correct Sentence by a Person in Federal Custody (#1) pursuant to 28 U.S.C. § 2255 is **DISMISSED** without prejudice. A Certificate of Appealability is **DENIED**. All motions by either party not previously ruled upon are **DENIED**.

Signed this date

Sep 21, 2023



MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE

¹

The Court notes that the Report and Recommendation was returned to the Court and marked, "Return to Sender." (Dkt. #10).